

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Shandra Gallagher, Assistant Deputy Clerk.

**F042116      Batrich et al., v. Prudential Overall Supply**

Cause called and appearances made by Andrew B. Jones, Esq., counsel for respondent and by Kyle D. Brown, Esq., counsel for appellant. Attorney Jones requests a continuance based on possible settlement. Attorney Brown stipulates to continuance.

Request for continuance denied and cause ordered submitted without argument.

At this point Harris, J. leaves the bench and is replaced by Cornell, J.

**F042313      People v. Young**

Cause called and argued by Laura Schaefer, Esq., counsel for appellant and by Maggy Krell, Esq., Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

Court recessed until Thursday, February 19, 2004 at 10:00 A.M.

**F041013      People v. Hyde**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F041013      People v. Hyde**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F042178      Marye v. Marye**

The judgment awarding spousal support is reversed and the matter remanded to the trial court for further proceedings. Costs are awarded to Merlin. Cornell, J.

We concur: Buckley, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F044311      People v. Lawson**

No brief having been filed by appellant after notice duly given under rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F044241      People v. Navarro**

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

Pursuant to rule 30.3, California Rules of Court, it is further ordered that the remittitur issue forthwith.

**F040534      People v. Renteria**

Filed modification of opinion (no change in judgment). The petition for rehearing is denied. Gomes, J.

We concur: Dibiaso, Acting P.J.; Wiseman, J.

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**F044256      People v. Marin**

No brief having been filed by appellant after notice duly given under rule 17(a) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F043271      In re Rene P., a Minor**

Counsel having failed to request oral argument in accordance with the provisions of a notice heretofore mailed to counsel, the cause is submitted for decision.

**F043271      In re Rene P., a Minor**

The judgment is affirmed, except that the juvenile court shall amend the written Terms of Probation and Notice of Juvenile Court Disposition as indicated herein. The juvenile court shall also notify the Department of Motor Vehicles, Superintendent of Dinuba Unified School District, and other appropriate authorities.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F043197      In re Eduardo V., a Minor**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F042757      People v. Simas**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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- F042757      People v. Simas**  
The judgment is affirmed.  
By the Court.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F043197      In re Eduardo V., a Minor**  
The judgment is affirmed.  
By the Court.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F043864      Sackreuter v. Dye et al.**  
No brief having been filed by appellant after notice duly given under rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.
- F042142      People v. Howell**  
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.
- F042142      People v. Howell**  
IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.  
By the Court.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F044222      In re Francis O., a Minor**  
The order terminating parental rights herein is reversed and the matter is remanded to the juvenile court. On remand, the juvenile court shall conduct a new permanency planning hearing for appellant in light of her current circumstances. The Administrator/Clerk of this court is hereby directed to immediately issue a remittitur.